

Proposed Rules
of the
Department of Safety
Administrative Division
Financial Responsibility Section

Chapter 1340-02-05
Driver License Reinstatement Fee Installment Payment Plan

Presented herein are proposed amendments of the Administrative Division, Financial Responsibility Section, Department of Safety submitted pursuant to T.C.A. §4-5-202 in lieu of a rulemaking hearing. It is the intent of the Department of Safety to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of the Tennessee Administrative Register in which the proposed amendments are published. Such petition to be effective must be filed with the Department of Safety, 1150 Foster Avenue, Nashville, TN 37249, and in the Department of State, 8th Floor, Tennessee Tower, William Snodgrass Building, 312 8th Avenue North, Nashville, TN 37243, and must be signed by twenty-five (25) persons who will be affected by the amendments, or submitted by a municipality which will be affected by the amendments, or an association of twenty-five (25) or more members, or any standing committee of the General Assembly.

For copies of the entire text of the proposed amendments, contact: Gerry Crownover, Staff Attorney, Tennessee Department of Safety, 1150 Foster Avenue, Nashville, TN, 37249-1000, 615-251-5277.

The text of the proposed amendments is as follows:

Amendment

The opening paragraph of Rule 1340-02-05-.02 Persons Eligible To Enter Into The Driver License Reinstatement Fee Installment Payment Plan is amended by changing "four hundred dollars (\$400)" to "two hundred dollars (\$200.00)" and by adding the word "fee" after the phrase "driver license reinstatement" so that, as amended, the paragraph shall read:

Any person whose reinstatement fee totals more than two hundred dollars (\$200.00) may choose to enter into the driver license reinstatement fee installment payment plan upon complying with all other requirements of law for reinstatement of driving privileges.

Authority: T.C.A. §§ 4-5-202 and 55-12-129.

Amendment

Paragraph (1) of Rule 1340-02-05-.04 Minimum Payment is amended by changing "four hundred dollars (\$400.00)" to "two hundred dollars (\$200.00)" so that, as amended, the paragraph shall read:

- (1) Each person entering the payment plan will make an initial minimum payment of at least two hundred dollars (\$200.00) at the time of reinstatement of the driver license.

Authority: T.C.A. §§ 4-5-202 and 55-12-129.

Amendment

Paragraph (3) of Rule 1340-02-05-.05 Method Of Payment is deleted in its entirety.

Authority: T.C.A. §§4-5-202 and 55-12-129.

Amendment

Paragraph (1) of Rule 1340-02-05-.07 Persons Not Eligible To Enter The Reinstatement Fee Installment Payment Plan is amended by changing "four hundred dollars (\$400.00)" to "two hundred dollars (\$200.00)" so that, as amended, the paragraph shall read:

- (1) Any person whose reinstatement fee totals two hundred dollars (\$200.00) or less will not be eligible to enter the reinstatement fee installment payment plan.

Authority: T.C.A. §§4-5-202 and 55-12-129.

The proposed rules set out herein were properly filed in the Department of State on the 5th day of March, 2007, and pursuant to the instructions set out above, and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 27th day of July, 2007. (FS 03-05-07, DBID 2448)